

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

**DARRYL BRIGGS
ADC #087649**

PETITIONER

VS.

4:18CV00768-BRW

**WENDY KELLEY, Director,
Arkansas Department of Correction**

RESPONDENT

ORDER

I have reviewed the Proposed Findings and Recommended Disposition submitted by United States Magistrate Judge Joe J. Volpe. No objections have been filed. After careful consideration, I approve and adopt the Proposed Findings and Recommended Disposition in all respects.

Accordingly, Mr. Briggs's § 2254 Petition for Writ of Habeas Corpus (Doc. No. 1) is DISMISSED without prejudice.

A certificate of appealability will not be issued.

IT IS SO ORDERED, this 10th day of December, 2018.

/s/ Billy Roy Wilson _____
UNITED STATES DISTRICT JUDGE